

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

nlabletta@pincuslaw.com  
Nicole LaBletta, Esquire  
2929 Arch Street  
Suite 1700  
Philadelphia, PA 19104  
(484) 575-2201

ATTORNEYS FOR 1900 Capital Trust II, BY U.S. BANK  
TRUST NATIONAL ASSOCIATION, NOT IN ITS  
INDIVIDUAL CAPACITY BUT SOLELY AS  
CERTIFICATE TRUSTEE C/O NEWREZ LLC D/B/A  
SHELLPOINT MORTGAGE SERVICING

In Re:

Kevin Stelmach and Denise M. Stelmach

DEBTORS

Case No.: 17-26909

Chapter: 13

Judge: ABA

**CREDITOR'S  
CERTIFICATION OF DEFAULT**

Nicole LaBletta certifies as follows:

1. I am an Attorney for 1900 Capital Trust II, BY U.S. BANK TRUST NATIONAL ASSOCIATION,  
NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS CERTIFICATE  
TRUSTEE C/O NEWREZ LLC D/B/A SHELLPOINT MORTGAGE  
SERVICING, a  
secured creditor of the debtor.
2. On 07/17/2018, an Order was entered, a copy of which is  
attached as an exhibit, providing for the cure of post petition arrearages, and in default of  
such monthly payments for a 30 day period, allowing the secured creditor ex parte relief  
to vacate the stay, with notice to the trustee, debtor and his attorney, if any.
3. Debtor has failed to comply with the order:  
☒ By missing payments and/or by failing to make the correct payments as summarized  
on the attached Certification of Creditor Regarding Post Petition Payment History.  
☐ Other \_\_\_\_\_.

4. This certification is being made in an effort to enforce the prior order of this court and to vacate the stay.
5. I certify under penalty of perjury that the above is true.

Date: 11/06/2020

/s/ Nicole LaBletta  
Signature

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

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TRUSTEE C/O NEWREZ LLC D/B/A SHELLPOINT  
MORTGAGE SERVICING

In Re:

Kevin Stelmach and Denise M. Stelmach

DEBTORS

Case No.: 17-26909  
Chapter: 13  
Hearing Date: TBD  
Judge: ABA

CERTIFICATION OF CREDITOR REGARDING POST PETITION PAYMENT HISTORY  
( NOTE AND MORTGAGE DATED 04/20/2006 )

Kimberly Rusmek, employed as Case manager by  
Shellpoint Mortgage Servicing, hereby certifies the following:

Recorded on 04/28/2006, in Gloucester County, in Book 9642 at Page 306

Property Address: 626 LILAC LANE, WOODBURY, NJ 08096

Mortgage Holder: 1900 Capital Trust II, BY U.S. BANK TRUST NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS CERTIFICATE TRUSTEE C/O NEWREZ LLC  
D/B/A SHELLPOINT MORTGAGE SERVICING

Mortgagor(s)/ Debtor(s): Kevin Stelmach and Denise M. Stelmach

POST-PETITION PAYMENTS (Petition filed on 08/21/2017 )

Amount Due	Date Payment Was Due	How Payment Was Applied (Mo./Yr.)	Amount Received	Date Payment Received	Check or Money Order Number
1. \$ 3,000.00	07/15/2018	07/15/2018	\$ 6,000.00	08/22/2018	n/a
2. \$ 6,836.12	07/31/2018	07/31/2018	\$ 4,823.46	08/31/2018	n/a
3. \$ 2,090.99	08/01/2018	08/01/2018	\$ 2,047.17	10/02/2018	n/a

Amount Due	Date Payment Was Due	How Payment Was Applied (Mo./Yr.)	Amount Received	Date Payment Received	Check or Money Order Number
4. \$ 2,047.17	09/01/2018	09/01/2018	\$ 2,655.10	10/11/2018	n/a
5. \$ 2,047.17	10/01/2018	10/01/2018	\$ 3,251.39	12/12/2018	n/a
6. \$ 2,047.17	11/01/2018	11/01/2018	\$ 2,164.77	08/26/2019	n/a
7. \$ 2,047.17	12/01/2018	12/01/2018	\$ 2,067.60	08/28/2019	n/a
8. \$ 2,047.17	01/01/2019	01/01/2019	\$ 2,047.17	From suspense	n/a
9. \$ 2,047.17	02/01/2019	n/a	\$ 0.00	n/a	n/a
10. \$ 2,047.17	03/01/2019	n/a	\$ 0.00	n/a	n/a
TOTAL: \$ 26,257.30			\$ 25,100.48		

[Continue on attached sheets if necessary.]

POST-PETITION PAYMENTS (Petition filed on 08/21/2017 )

Amount Due	Date Payment Was Due	How Payment Was Applied (Mo./Yr.)	Amount Received	Date Payment Received	Check or Money Order Number
1. \$ 2,047.17	04/01/2019	n/a	\$ 0.00	n/a	n/a
2. \$ 2,047.17	05/01/2019	n/a	\$ 0.00	n/a	n/a
3. \$ 2,047.17	06/01/2019	n/a	\$ 0.00	n/a	n/a

Amount Due	Date Payment Was Due	How Payment Was Applied (Mo./Yr.)	Amount Received	Date Payment Received	Check or Money Order Number
4. \$ 2,047.17	07/01/2019	n/a	\$ 0.00	n/a	n/a
5. \$ 2,047.17	08/01/2019	n/a	\$ 0.00	n/a	n/a
6. \$ 2,047.17	09/01/2019	n/a	\$ 0.00	n/a	n/a
7. \$ 2,047.17	10/01/2019	n/a	\$ 0.00	n/a	n/a
8. \$ 2,047.17	11/01/2019	n/a	\$ 0.00	n/a	n/a
9. \$ 2,047.17	12/01/2019	n/a	\$ 0.00	n/a	n/a
10. \$ 2,047.17	01/01/2020	n/a	\$ 0.00	n/a	n/a
TOTAL: \$ 20,471.70			\$ 0.00		

[Continue on attached sheets if necessary.]

POST-PETITION PAYMENTS (Petition filed on 08/21/2017 )

Amount Due	Date Payment Was Due	How Payment Was Applied (Mo./Yr.)	Amount Received	Date Payment Received	Check or Money Order Number
1. \$ 2,047.17	02/01/2020	n/a	\$ 0.00	n/a	n/a
2. \$ 2,047.17	03/01/2020	n/a	\$ 0.00	n/a	n/a
3. \$ 2,047.17	04/01/2020	n/a	\$ 0.00	n/a	n/a

Amount Due	Date Payment Was Due	How Payment Was Applied (Mo./Yr.)	Amount Received	Date Payment Received	Check or Money Order Number
4. \$ 2,047.17	05/01/2020	n/a	\$ 0.00	n/a	n/a
5. \$ 2,047.17	06/01/2020	n/a	\$ 0.00	n/a	n/a
6. \$ 2,047.17	07/01/2020	n/a	\$ 0.00	n/a	n/a
7. \$ 2,047.17	08/01/2020	n/a	\$ 0.00	n/a	n/a
8. \$ 2,071.95	09/01/2020	n/a	\$ 0.00	n/a	n/a
9. \$ 2,071.95	10/01/2020	n/a	\$ 0.00	n/a	n/a
10. \$ 2,071.95	11/01/2020	n/a	\$ 0.00	n/a	n/a
TOTAL: \$			\$ 0.00		

[Continue on attached sheets if necessary.]

Monthly payments past due: 19 months at \$2,047.17 and 3 months at \$2,071.95

(Monthly payment + late charge) = \$ 0.00 as of 11/04/2020  
\$44,265.55

Each current monthly payment is comprised of:

Principal	\$ 1,292.05	P&I
Interest	\$	
R.E. Taxes:	\$	
Insurance:	\$	
Late Charge:	\$	
Other:	\$ 779.90	(Specify: Escrow)
TOTAL	\$ 2,071.95	

If the monthly payment has changed during the pendency of the case, please explain (attach separate sheet(s) if necessary): Notice of Mortgage Payment Change filed for 9/1/20 payment changing due to escrow.

Pre-petition arrears: to ( mos. x \$ /mo. = \$ 0.00 )

I certify under penalty of perjury that the above is true.

Date: 11/4/2020

*Kimberly Reed*  
Signature



UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY (TRENTON)

Caption in Compliance with D.N.J. LBR 9004-1(b)  
2017-2058

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ATTORNEYS FOR 1900 Capital Trust II, BY U.S.  
BANK TRUST NATIONAL ASSOCIATION, NOT IN  
ITS INDIVIDUAL CAPACITY BUT SOLELY AS  
CERTIFICATE TRUSTEE C/O NEWREZ LLC D/B/A  
SHELLPOINT MORTGAGE SERVICING

In Re:  
KEVIN STELMACH AND DENISE M. STELMACH  
DEBTORS

Case No.: 17-26909  
Chapter 13

Judge: Honorable Andrew B.

Altenburg Jr.

**ORDER VACATING STAY**

The relief set forth on the following page is hereby **ORDERED**.

(Page 2)

Debtors: KEVIN STELMACH AND DENISE M. STELMACH

Case No. 17-26909

Caption of Order: ORDER VACATING AUTOMATIC STAY

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Upon the Certification of Default of Pincus Law Group, PLLC, attorneys for 1900 Capital Trust II, BY U.S. BANK TRUST NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS CERTIFICATE TRUSTEE C/O NEWREZ LLC D/B/A SHELLPOINT MORTGAGE SERVICING under Bankruptcy Code section 362(a) and Bankruptcy Code section 1301 for relief from the automatic stay as to certain property as hereinafter set forth, and for cause shown, it is

ORDERED that the automatic stay is vacated to permit the Movant to institute or resume and prosecute to conclusion one or more actions in the court(s) of appropriate jurisdiction to pursue the Movant's rights in the following:

Real Property more fully described as:

**626 LILAC LANE, WOODBURY, NJ 08096**

It is further ORDERED that the Movant may join the Debtors, and any trustee appointed in this case as defendants in its action(s) irrespective of any conversion to any other chapter of the Bankruptcy Code.

The Movant shall serve this order on the Debtor, any trustee and any other party who entered an appearance on the Motion.

<b>UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY</b>	
<b>Caption in Compliance with D.N.J. LBR 9004-1(b)</b>	
nlabletta@pincuslaw.com Nicole LaBletta, Esquire 2929 Arch Street Suite 1700 Philadelphia, PA 19104 (484) 575-2201 ATTORNEYS FOR 1900 Capital Trust II, BY U.S. BANK TRUST NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS CERTIFICATE TRUSTEE C/O NEWREZ LLC D/B/A SHELLPOINT MORTGAGE SERVICING	
In Re:	
Kevin Stelmach and Denise M. Stelmach	
DEBTORS	

Case No.:	<u>17-26909</u>
Chapter:	<u>13</u>
Adv. No.:	<u>n/a</u>
Hearing Date:	<u>n/a</u>
Judge:	<u>ABA</u>

### CERTIFICATION OF SERVICE

- I, Nicole LaBletta :  
☒ represent Movant in this matter.  
☐ am the secretary/paralegal for \_\_\_\_\_, who represents \_\_\_\_\_ in this matter.  
☐ am the \_\_\_\_\_ in this case and am representing myself.
- On November 6, 2020, I sent a copy of the following pleadings and/or documents to the parties listed in the chart below.  
Creditor's Certification of Default
- I certify under penalty of perjury that the above documents were sent using the mode of service indicated.

Date: 11/06/2020

/s/ Nicole LaBletta  
Signature

Name and Address of Party Served	Relationship of Party to the Case	Mode of Service
Kevin Stelmach Denise M. Stelmach 626 Lilac Lane Deptford, NJ 08096	Debtors	<input type="checkbox"/> Hand-delivered <input checked="" type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other _____ (As authorized by the Court or by rule. Cite the rule if applicable.)
Stacey L. Mullen Law Office of Stacey L. Mullen 2091 N Springdale Rd Suite 17 Cherry Hill, NJ 08003	Debtors' Attorney	<input type="checkbox"/> Hand-delivered <input checked="" type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other _____ (As authorized by the Court or by rule. Cite the rule if applicable.)
Isabel C. Balboa Chapter 13 Standing Trustee Cherry Tree Corporate Center 535 Route 38 - Suite 580 Cherry Hill, NJ 08002	Trustee	<input type="checkbox"/> Hand-delivered <input checked="" type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other _____ (As authorized by the Court or by rule. Cite the rule if applicable.)
U.S. Trustee US Dept of Justice Office of the US Trustee One Newark Center Ste 2100 Newark, NJ 07102	U.S. Trustee	<input type="checkbox"/> Hand-delivered <input checked="" type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other _____ (As authorized by the Court or by rule. Cite the rule if applicable.)
		<input type="checkbox"/> Hand-delivered <input type="checkbox"/> Regular mail <input type="checkbox"/> Certified mail/RR <input type="checkbox"/> Other _____ (As authorized by the Court or by rule. Cite the rule if applicable.)